



PATENTS

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re Application of:

Docket No. 16294-0134 (52433-269130)

JOHN D. PUSKAS

Serial No. 10/051,752

Filed: January 16, 2002

For: APPARATUS FOR INDIRECTLY STIMULATING
THE VAGUS NERVE WITH AN ELECTRICAL FIELD

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a paper in the above-identified application.

Amendment and Response to First Office Action.
 Submission of Formal Drawings.
 Notification of Loss of Small Entity Status Under 37 C.R.R. §1.27(g).
 Petition for Extension of Time and Form PTO-2038.
 No additional fee is required.
 The additional fee is calculated as shown below:

						SMALL ENTITY		OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDIT. FEE	RATE	ADDIT. FEE
TOTAL	120	MINUS	120 =	0		x25	\$	x50	\$
INDEP.	10	MINUS	10 =	0		x100	\$	x200	\$
FIRST PRESENTATION OF <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS						+180	\$	+360	\$
TOTAL ADDITIONAL FEE							\$	\$	0

A check in the amount of \$ is attached.
 Form PTO-2038 is attached, authorizing the charge of \$1,020.00 for Petition for Extension of Time.
 The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16, or credit any overpayment, to Account No. 11-0855. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 30, 2005.

Katrina M. Quicker

Signature

KILPATRICK STOCKTON LLP
1100 Peachtree Street
Suite 2800
Atlanta, Georgia 30309-4530
Telephone: 404/815-6500

By: Katrina M. Quicker
Katrina M. Quicker, Attorney for Applicant
Reg. No. 55,554



PATENTS
16294-0134 (52433-269130)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
JOHN D. PUSKAS)
Serial No. 10/051,752) Art Unit: 3762
Filed: January 16, 2002)
For: APPARATUS FOR INDIRECTLY)
STIMULATING THE VAGUS NERVE)
WITH AN ELECTRICAL FIELD)

AMENDMENT AND RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir :

Responsive to the Office Action mailed on September 30, 2004, please consider the following amendment and remarks.

Amendments to the Specification begin on page 2 of this Response.

Amendments to the Claims begin on Page 5 of this Response.

Remarks begin on Page 28 of this Response.

Conclusion begins on Page 31 of this Response.

RECEIVED

APR 07 2005

TECHNOLOGY CENTER R3700

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 30, 2005.

Katrina M. Quicker

Katrina M. Quicker - Reg. No. 55, 554